

# SUPERIOR COURT OF CALIFORNIA, COUNTY OF ALAMEDA

## Summary of Proposed Amendments to Title 1, Chapter 1, rule 1.10 to the Local Rules

### Composition of jury panels

The proposed amendments to rule 1.10 of the court's Local Rules ("Rules") entitled *Composition of jury panels* are part of the court's continuing effort to review, correct, and update its Rules as needed.

The proposed amendments to rule 1.10 are summarized below.

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#### SUMMARY

The proposed amendments account for changes recently made by the court to manage jury trials in misdemeanor cases where the arrest occurred in the City of Alameda; address the composition of the subpanel for the George E. McDonald Hall of Justice (GEM); and conform with the provisions of Code of Civil Procedure § 198.5. Thus, the proposed amendments:

- ☐ Eliminate the GEM subpanel;
- ☐ Permit the use of the subpanel of jurors serving at the court location where the misdemeanor jury trial is held; and
- ☐ Permit the use of the subpanel of jurors serving at the court location where the limited jurisdiction civil jury trial is held.

Below is the full text of proposed local rule 1.10 with deletions noted in ~~strikethrough~~ and additions noted in underline.

#### Rule 1.10. Composition of jury panels

##### (a) Subpanels established

The master jury list will be divided into ~~five~~four subpanels as follows:

- (1) Oakland locations (René C. Davidson County Courthouse, Administration Building, Wiley W. Manuel Courthouse, George E. McDonald Hall of Justice): Residents of Alameda, Albany, Berkeley, Emeryville, Oakland, and Piedmont.

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(2) Hayward Hall of Justice: Residents of Hayward, San Leandro, unincorporated areas of Ashland, Castro Valley, Cherryland, Fairview, and San Lorenzo.

~~(3) George E. McDonald Hall of Justice: Residents of Alameda.~~

(43) Fremont Hall of Justice: Residents of Fremont, Newark, Union City, and unincorporated areas of Washington Township.

(54) Gale/Schenone Hall of Justice: Residents of Dublin, Livermore, Pleasanton, unincorporated areas of Sunol, East to the San Joaquin County line, West to Schaefer Ranch Road, North to the Contra Costa County Line, South to Andrade Road, and Southeast to the Santa Clara County line.

### (b) Use of panels and subpanels

(1) Panels for criminal cases

Jurors for felony trials will be drawn from the master jury list. Jury panels for misdemeanor trials ~~shall~~ will be drawn from the subpanel of ~~residents from the area in which the charged offense occurred~~ jurors serving the court location in which the trial is held.

(2) Panels for civil cases

Panels for trials in unlimited jurisdiction civil cases will be drawn from the master jury list. Panels for trials in limited jurisdiction ~~unlawful detainer cases will be drawn from the subpanel of residents from the area in which the property is located or from the pool of jurors summoned to the courthouse to which the trial has been assigned. For all other limited jurisdiction~~ civil cases, ~~jurors~~ will be ~~selected~~ drawn from the subpanel of jurors serving the location in which the trial is held, unless no such subpanel is available.

### (c) Use of master panel if subpanel is insufficient

If the number of jurors in a subpanel should prove insufficient, the trial judge will have the discretion to utilize available jurors drawn from the master jury list.